

**MORGAN COUNTY COMMISSIONERS
RIECKER BUILDING**

The Board of the Morgan County Commissioners met in their offices on Monday, June 6, 2011 with the following members present:

Mike Reed, President
Dean Cain, Vice-President
Tim VanHorn, Member

The meeting was called to order at 8:30 am with the pledge of allegiance to the flag.
The minutes of May 31 and June 3, 2011 meeting were read and approved.

11-210 Motion by Mr. Mike Reed and seconded by Mr. Dean Cain to approve the minutes of May 31 and June 3, 2011.

Vote Mike Reed- yea, Dean Cain- yea, Tim VanHorn- yea. Motion Carried

Commissioners received a letter from Bruce Barritt, General Maintenance Supervisor, Central Ohio Coal Company, requesting the release of Morgan County CR 11 (South) from Central Ohio Coal Company's responsibility and returned to the care of the Morgan County Commissioners. On June 22, 2011, it was stated the Central Ohio Coal Company will have fulfilled its responsibility of maintaining this roadway for a period of one year sine its' reopening, as per the agreement with the Morgan County Commissioners. This segment of CR11 is situated between the junctions of Morgan County Road 5, southerly to its junction with Meigsville Township Road 224, for a total length of 1.75 miles. The Commissioners approved the request pending the approval by the Morgan County Engineer, Stevan Hook.

Becky Thompson, Dog Warden, reported traveling 130.2 miles responding to dog calls. Mrs. Thompson stated 7 dogs were impounded, 11 dogs were euthanized and SPOT took 1 dog.

Missy Fisher, Board of Elections, discussed a budgetary shortfall in regards to paying for an invoice in the amount of \$260.00. Commissioner Reed stated the Commissioners would transfer \$260.00 into the Election Board's Contract Services line item. Mrs. Fisher also inquired on assistance in transporting voting machines from the basement into the Community Room; a software upgrade needs to be performed. Commissioners and the Commissioner's Clerk have agreed to assist the BOE.

11-211 Motion by Mr. Dean Cain and seconded by Mr. Tim VanHorn to approve the following transfer of funds in the amount of \$260.00 from Commissioner's Other Expenses 001-0101-5309 and place into Board of Election's Contract Services 001-0301-5306.00.

Vote Mike Reed- yea, Dean Cain- yea, Tim VanHorn- yea. Motion Carried

Chris Penrose, OSU Extension, invited the Commissioners to attend a Marcellus Shall drilling meeting in Pennsylvania on June 21st. Commissioners Cain and VanHorn mentioned they are interested in attending the meeting.

Vicki Quesinberry, Director, Job and Family Services, submitted the June, 2011 Mandated Share in the amount of \$3973.32, a travel request for herself to "Canton District Directors" meeting in Marietta on June 7th, and two requests for procurements: ad in Morgan County Fair Program: promoting JOBS etc. \$420.00

and RMS/Training Purposes: Galaxy (2) \$549.99. A discussion was held concerning Job and Family Service's employee benefits. Commissioners approved the purchase of additional supplies instead of returning funds back to the State.

Traci Baker, Morgan County Commissioners' Development Office, asked the Commissioners to approve the funding agreement between the Commissioners and the Village of Stockport Water Storage Tank and Valve Replacement Project. Traci also asked the board to rank the FY11 Community Development Block Grant Formula applications. To date, the Development Office have not been informed of the dollar amount the county will be awarded. Gary Woodward, Auditor, was present. A discussion was held concerning the current updating of Transit's Policy and Procedures Manual in relation to accumulation of sick and vacation leave for part-time Transit employees.

11-212 Motion by Mr. Dean Cain and seconded by Mr. Tim VanHorn to approve the following:

Funding Agreement
Between the Morgan County Commissioners and the Village of Stockport
For the Village of Stockport Water Storage Tank and Valve Replacement Project

Purpose of the Agreement

The Village of Stockport has obtained funding from several sources for the construction of Water Storage Tank and Valve Replacement Project. The project will require excavation in the Village streets requiring extensive reconstruction of streets, sidewalks and street lawns. The Village obtained funds from the CDBG program to improve the condition of several areas for the Village while it is torn up for the work. The terms of the CDBG funding require Morgan County be the owner of the improvements and administer the project funding. The terms of the funding from the Ohio Public Works Commission (OPWC) and ARC grant funds require the Village be the owner. The state administrators of these two programs agree that the County and Village can be listed as equal owners in the bidding documents. The bidding documents and construction contract documents are being written accordingly.

Terms of the Agreement

1. The funds from the CDBG program shall be utilized only for those items defined in the funding agreement. Those items shall be separated from other items in the construction contract agreement.
2. The Village of Stockport and Morgan County are co-owners of the proposed improvements during construction.
3. After approval of the completed project improvements, the valves and Water Storage Tank shall be the property of the Village of Stockport. The Village shall be responsible for the maintenance and upkeep of the improved valves and Water Storage Tank.
4. Morgan County funding is limited to the funds obtained through the CDBG program. The Village of

Stockport is responsible for obtaining all additional funds necessary for the completion of the project.

5. Morgan County shall administer the CDBG funding. All payments to the contractor involving CDBG funds shall approved by Morgan County and the Village of Stockport. Morgan County shall be entitled to receive and retain any fees associated with administration of the CDBG funding.
6. In the event of any disagreement between the County and the Village concerning the administration of the CDBG funding the decision of the County Commissioners shall prevail.
7. The Village of Stockport shall indemnify and hold harmless Morgan County for and from any claim for payment, damages, disagreement, mediation, arbitration, or litigation associated with the overall project, including but not limited to the CDBG funding, and shall pay all attorney fees or other cost of defense associated therewith.
8. This agreement contains the entire agreement of the parties and shall not be supplemented unless in writing. The terms of this agreement shall survive the completion of the project contracts.

Vote Mike Reed- yea, Dean Cain- yea, Tim VanHorn- yea. Motion Carried

11-213 Motion by Mr. Dean Cain and seconded by Mr. Tim VanHorn to enter into Executive Session at 10:06am, with Gary Woodward, Auditor, as per O.R.C. 121.22 (G)(1), Employment, Personnel.

Vote Mike Reed- yea, Dean Cain- yea, Tim VanHorn- yea. Motion Carried

11-214 Motion by Mr. Dean Cain and seconded by Mr. Tim VanHorn to exit Executive Session at 10:12am, with Gary Woodward, Auditor, as per O.R.C. 121.22 (G)(1), Employment, Personnel. No Action was Taken.

Vote Mike Reed- yea, Dean Cain- yea, Tim VanHorn- yea. Motion Carried

Della Bratton held a conference call with Commissioners and asked the board prior to the approval of any levy, whether new or renewal, run it through the Prosecutor, Mark Howdysshell, first. Della mentioned a Notice of Acknowledgement should also be signed.

Paul Wood stopped in the Commissioner's Office and commented on a picture he put up in the Riecker Building of the first Embree Park picnic on August 19, 1909.

Linda Sheets, Office on Aging, dropped off leave requests and vouchers.

A motion was made by Tim VanHorn to hire Mark D. White, as Director, for the Emergency Management Agency. With a lack of a second, the motion was not satisfied.

11-215 Motion by Mr. Dean Cain and seconded by Mr. Mike Reed to hire Mark Jenkins, as Director, for the Emergency Management Agency, at a yearly salary \$9880, to be effective immediately after all Employment Forms are processed through the Auditor’s Office.

Vote Mike Reed- yea, Dean Cain- yea, Tim VanHorn- no. Motion Carried

11-216 Motion by Mr. Tim VanHorn and seconded by Mr. Dean Cain to approve the following transfer of funds, as requested by John Kitts, Veteran’s Service Office:

<u>FROM:</u>	<u>TO:</u>	<u>AMOUNT:</u>
A-9-c-5	A-9-c-9b	\$100.08
A-9-c-5	A-9-D-8b	\$647.48
A-9-c-5	001-0903-5370.00	\$35.00

Vote Mike Reed- yea, Dean Cain- yea, Tim VanHorn- yea. Motion Carried

11-217 Motion by Mr. Mike Reed and seconded by Mr. Dean Cain to approve the following invoices as attached to the minutes.

Vote Mike Reed- yea, Dean Cain- yea, Tim VanHorn- yea. Motion Carried

11-218 Motion by Mr. Dean Cain and seconded by Mr. Mike Reed to adjourn the meeting at 4:00 PM.

Vote Mike Reed- yea, Dean Cain- yea, Tim VanHorn- yea. Motion Carried

Commissioners,

Mike Reed, President

Dean Cain, Vice-President

Tim VanHorn, Member

Andrea Plummer, Clerk